

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Criminal Minute Order

FILED

JAN 30 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

The Honorable Claudia Wilken, Presiding
Clerk: Sheilah Cahill
Court Reporter: Raynee Mercado
Date: 1/30/08

Plaintiff: United States

v.

No. CR-97-40059 CW
CR-07-00344 CW

Defendant: Kenneth Eugene Holloway (present - in custody)

Appearances for Plaintiff:
Bryan Whitaker

Appearances for Defendant:
Frank McCabe

Probation Officer:
Mark Messner

Hearing: Change of Plea

Notes: Defendant withdraws his request that Mr. McCabe be relieved as his counsel. Defendant enters under oath Rule 11(c)(1)(C) plea of guilty to Counts 1 and 3 of the indictment charging in Count 1 possession with intent to distribute cocaine base in the form of "crack" cocaine, a Schedule II controlled substance, in violation of 21 USC 841(a)(1), (b)(1)(B)(iii), and Count 3 of the indictment charging possession of a firearm in furtherance of a drug trafficking crime in violation of 18 USC 924(c)(1)(A)(i). Defendant admits to violations one and two in the Form 12 in CR-97-40059 CW and waives his right to a hearing. Plea Agreement filed. Court finds factual basis for plea; Court accepts guilty plea. PSR requested. **Sentencing set for 4/16/08 at 2:00 p.m.** ✓ Pending sentence in Contra Costa County to run concurrent to federal sentence.

Copies to: Chambers; probation